

#6 ep 1761



PATENT
03192-P0001B GSW /MWK

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants	Joseph D. Schroeder, <i>et al.</i>
Serial No. 09/834,842	Filing Date: April 13, 2001
Title of Application	Anti-Microbial Packaging Polymer and Its Method of Use
Group Art Unit 1761	Examiner

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JAN 14 2002
TC 1700

Assistant Commissioner for Patents
Washington, DC 20231
ATTENTION: Special Program Examiner or Group Director, Group 1761
(M.P.E.P. § 1002.02(S))

Petition to Make Special

Pursuant to M.P.E.P. § 708.02, V - Environmental Quality

Dear Sir:

1. Petition. Applicant hereby petitions to make this new application, which has not received any examination by the Examiner, special pursuant to Section 708.02 V of the Manual of Patent Examining Procedure, for the claimed invention materially enhances the quality of the environment of mankind by contributing to the maintenance of basic life sustaining natural elements. Applicant also submits that applicant is aware of infringement of the claimed invention, however, applicant would prefer not to argue a petition to make special pursuant to Section 708.02 II at this time.

2. Statement. A statement as required by Section 708.02 V of the Manual of Patent Examining Procedure is submitted herewith.

3. Fee. A petition to make an application special may be filed without a fee if the basis for the petition is that the invention will materially enhance the quality of the environment.

Mailing Certificate: I hereby certify that this correspondence is today being deposited with the U.S. Postal Service as *First Class Mail* in an envelope addressed to: Commissioner for Patents and Trademarks; Washington, DC 20231.

November 2, 2001


Marvalice Glaser

Respectfully submitted,

A handwritten signature in cursive script, appearing to read "Michael Krenicky", is positioned above a horizontal line.

Gene S. Winter, Registration No. 28,352
Michael Krenicky, Registration No. 45,411
Attorney for Applicants
ST.ONGE STEWARD JOHNSTON & REENS LLC
986 Bedford Street
Stamford, CT 06905-5619
203 324-6155

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Statement in Support of
Petition to Make Special Pursuant to M.P.E.P. § 708.02, V

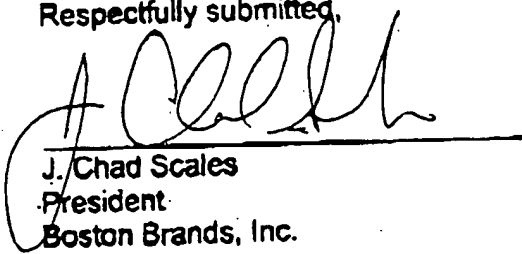
Pursuant to Section 708.02 V of the Manual for Patent Examining Procedure, and 37 CFR 1.102, the undersigned, an attorney registered to practice before the Patent Office, hereby submits the following statement in support of the Petition to Make Special filed herewith.

- 1) The claimed invention contributes to the maintenance of life sustaining elements, namely food preservation, and sanitation applications.
- 2) The present invention relates to an anti-microbial packaging polymer and its method of use, and more particularly to a contact anti-microbial such as quaternary ammonium and phosphonium salts covalently bound to a polymeric material that may be suitable in a variety of applications such as film and container packaging of foodstuffs, cosmetics, medical equipment and devices, environmental, hygienic and sanitary applications, as well as other consumer and commercial use. This anti-microbial polymer has the benefit of being bactericidal, fungicidal, and/or viricidal. For example, this anti-microbial feature may result in additional shelf life of the foodstuff contained in the anti-microbial packaging polymer of the present invention.
- 3) The new polymer coating holds the promise of guarding against infections commonly spread by bacteria and other microbes lurking on things like

telephones and door knobs, food preparation counters, food storage bags, food storage bags, toiletries, and the like. This polymer and method of use significantly enhances the quality of the environment by eliminating unwanted germs and protecting humans and animals around the world.

Respectfully submitted,

10/15/01
Date


J. Chad Scales
President
Boston Brands, Inc.
7 Andrews Drive
Darien, CT 06820

TOTAL P.07

TOTAL P.03